

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

UNITED STATES OF AMERICA

v.

ERIC GERARD McGINNIS

§
§
§
§
§

No. 3:17-CR-499-M

MOTION FOR DETENTION

The United States moves for pretrial detention of the defendant, Eric Gerard McGinnis, pursuant to 18 U.S.C. § 3142(e) and (f).

1. Eligibility of Case. This case is eligible for a detention order because the case involves (check all that apply):

_____ Crime of violence (18 U.S.C. § 3156);

_____ Maximum sentence life imprisonment or death

_____ 10 + year drug offense

_____ Felony, with two prior convictions in above categories

_____ Serious risk defendant will flee

_____ Serious risk obstruction of justice

_____ Felony involving a minor victim

 X Felony involving a firearm, destructive device, or any other dangerous weapon

_____ Felony involving a failure to register (18 U.S.C. § 2250)

2. Reason for Detention. The Court should detain defendant because there are no conditions of release which will reasonably assure (check one or both):

_____ Defendant's appearance as required

 X Safety of any other person and the community

3. Rebuttable Presumption. The United States will invoke the rebuttable presumption against defendant because (check one or both):

_____ Probable cause to believe defendant committed 10+ year drug offense or firearms offense, 18 U.S.C. § 924(c)

_____ Probable cause to believe defendant committed a federal crime of terrorism, 18 U.S.C. § 2332b(g)(5)

_____ Probable cause to believe defendant committed an offense involving a minor, 18 U.S.C. §§ 1201, 2422

_____ Previous conviction for "eligible" offense committed while on pretrial bond

4. Time For Detention Hearing. The United States requests the Court conduct the detention hearing,

_____ At first appearance

 X After continuance of 1 day(s).

DATED this 12th day of October 2017.

Respectfully submitted,

JOHN R. PARKER
UNITED STATES ATTORNEY

s/Brian McKay
BRIAN McKAY
Assistant United States Attorney
Texas Bar No. 24046395
1100 Commerce Street, Third Floor
Dallas, Texas 75242-1699
Telephone: 214-659-8645
Facsimile: 214-659-8809
Email: brian.mckay@usdoj.gov

CERTIFICATE OF SERVICE

I hereby certify that on October 12, 2017, a copy of the foregoing was served on the defendant or counsel for the defendant in accordance with the Federal Rules of Criminal Procedure.

s/Brian McKay
BRIAN McKAY
Assistant United States Attorney